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6 **UNITED STATES DISTRICT COURT**
7 **WESTERN DISTRICT OF WASHINGTON**
8 **AT SEATTLE**

9 LARRY GENE HEGGEM,

10 NO. C10-1997-RSM-MAT

11 Plaintiff,

12 v.

13 ANDREA HOLMES, *et al.*,

14 Defendants.

15 ORDER DENYING PLAINTIFF'S
16 **SECOND MOTION FOR RECUSAL;**
17 **REFERRING MOTION TO CHIEF**
18 **JUDGE**

19 In this 42 U.S.C. § 1983 civil-rights action, plaintiff Larry Gene Heggem moves for a
20 second time to have the undersigned judge voluntarily recuse because of recommendations
21 made adverse to his interests here and in other cases. (Dkt. 103); *see* (Dkts. 56, 57 (orders
22 denying first motion for recusal)); 28 U.S.C. § 144 (recusal statute); *see, e.g.*, *Heggem v. Hupp*,
23 C11-337-MJP (W.D. Wash. closed Mar. 28, 2011); *Heggem v. Snohomish County Prosecutors*,
24 No. C11-538-RSM (W.D. Wash. closed May 18, 2011). Plaintiff also suggests that the
25 undersigned judge is protecting the defendants because they are female. (Dkt. 103, at 1.)

26 Pursuant to Local Rule GR 8(c), the Court has reviewed the motion to recuse and finds
27 no justification for voluntary recusal. Pursuant to Local Rule GR 8(c), the motion to recuse is
28 now referred to the Chief Judge. Further action by the undersigned judge in this case will be
29 deferred pending a ruling by the Chief Judge as to whether plaintiff has presented a timely and

30 **ORDER DENYING PLAINTIFF'S SECOND**
31 **MOTION FOR RECUSAL; REFERRING**
32 **MOTION TO CHIEF JUDGE - 1**

1 sufficient basis for recusal. The Clerk shall direct copies of this Order to plaintiff, to counsel
2 for defendants, and to the Honorable Marsha J. Pechman.

3 DATED this 16th day of July, 2012.

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6 Mary Alice Theiler
7 United States Magistrate Judge
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ORDER DENYING PLAINTIFF'S SECOND
MOTION FOR RECUSAL; REFERRING
MOTION TO CHIEF JUDGE - 2